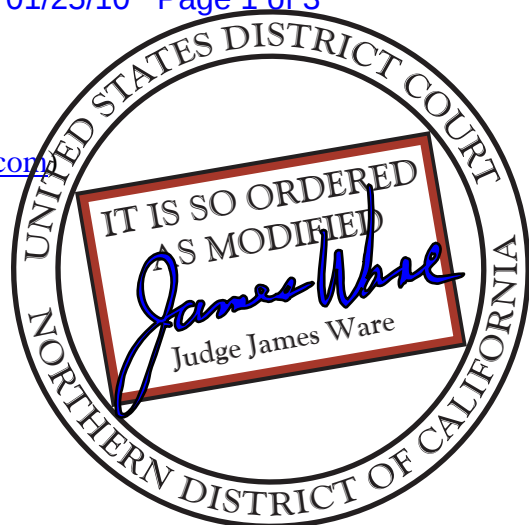


James C. Krieg [SBN 77069] ([jkrieg@kksrr.com](mailto:jkrieg@kksrr.com))  
Allison Lane Cooper [SBN 152384] ([acooper@kksrr.com](mailto:acooper@kksrr.com))  
KRIEG, KELLER, SLOAN, REILLEY & ROMAN LLP  
114 Sansome Street, 4<sup>th</sup> Floor  
San Francisco, CA 94104  
Telephone: (415) 249-8330  
Facsimile: (415) 249-8333

Attorneys for Defendants  
FOLEY & LARDNER LLP and STEPHEN I. BURR



UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION

ANITA HUNTER, an individual; JOHNNA  
BOZZA, an individual, CELLTEX SITE  
SERVICES, LTD., a Texas Limited Company;  
GRANDE INVESTMENT, LLC, a Colorado  
Limited Liability Company; QUIRK INFINITI,  
INC., a Massachusetts corporation; MICHAEL  
WHITTON, an individual; DOE PLAINTIFF,  
an individual; and all others similarly situated,

Plaintiffs;

v.

CITIBANK, N.A, a Nevada Corporation;  
COUNTRYWIDE BANK, FSB, a Virginia  
Corporation, BANK OF AMERICA  
CORPORATION, dba BANK OF AMERICA,  
N.A., a North Carolina Corporation; UNITED  
WESTERN BANK (f/k/a/ MATRIX CAPITAL  
BANK), a Colorado Corporation, et al.

Defendants.

Case No.: 09-02079 JW

**JOINT STIPULATION AND  
[PROPOSED] ORDER TO MOVE THE  
HEARING DATE FOR DEFENDANTS  
FOLEY & LARDNER LLP AND  
STEPHEN I. BURR'S MOTION TO  
DISMISS**

IT IS HEREBY STIPULATED by and between defendants Foley & Lardner LLP and  
Stephen Burr (collectively, "Foley") and Plaintiffs, by their respective attorneys of record, that  
the hearing on Foley's motion to dismiss (Docket No. 191) shall be continued from February 8,  
2010 to April 5, 2010. The parties further stipulate that Foley's reply brief shall be filed on or

JOINT STIPULATION AND [PROPOSED] ORDER TO MOVE THE HEARING DATE  
FOR DEFENDANTS FOLEY & LARDNER LLP AND BURR'S MOTION TO DISMISS  
CASE NO.: 09-02079 JW

1 accordance with the April 5, 2010 hearing date.

2       THEREFORE, Foley and Plaintiffs respectfully stipulate and request that the Court  
3 enter an Order continuing the hearing to April 5, 2010, and permitting Foley to file its reply  
4 memorandum in support of its motion to dismiss in accordance with the new hearing date.

5 Dated: January 25, 2010

KRIEG, KELLER, SLOAN, REILLEY & ROMAN LLP

6  
7  
8 By: /s/ Allison Lane Cooper  
ALLISON LANE COOPER  
9 Attorneys for Defendants FOLEY & LARDNER  
LLP and STEPHEN I. BURR

10  
11 Dated: January 25, 2010

HOLLISTER & BRACE

12  
13 By: /s/ Robert L. Brace  
14 ROBERT L. BRACE  
Attorneys for the HUNTER PLAINTIFFS  
15 and the CLASS

16 Dated: January 25, 2010

ZELLE, McDONOUGH & COHEN LLP

17  
18 By: /s/ Anthony R. Zelle  
19 ANTHONY R. ZELLE  
Attorneys for the HUNTER PLAINTIFFS  
20 and the CLASS

21 ///

22 ///

23 ///

24

25

26

27

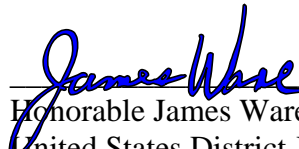
1 I, Allison Lane Cooper, am the ECF user whose ID and password are being used to file  
2 this Stipulation. In compliance with General Order 45.X.B, I hereby attest that the counsel  
3 listed above concurred with this filing.

4  
5 /s/ Allison Lane Cooper  
6  
7  
8

9 IT IS SO ORDERED AS MODIFIED.

10 The Court continues the hearing as to Defendants Foley & Lardner LLP and Stephen I. Burr to **March 22,**  
11 **2010 at 9:00 AM.** The parties are to file their reply brief on or before **March 8, 2010.**

12 Dated: January 25, 2010

13   
14 Honorable James Ware  
15 United States District Judge  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28